

Per Curiam.

370 U. S.

GRUMMAN *v.* UNITED STATES.CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR
THE DISTRICT OF COLUMBIA CIRCUIT.

No. 436. Argued April 19, 1962.—Decided June 18, 1962.

Judgment reversed on the authority of *Russell v. United States*, 369
U. S. 749.

Reported below: 111 U. S. App. D. C. 79, 294 F. 2d 708.

David Rein argued the cause for petitioner. With him
on the briefs was *Joseph Forer*.

Bruce J. Terris argued the cause for the United States.
With him on the brief were *Solicitor General Cox*, *Assistant
Attorney General Yeagley* and *Kevin T. Maroney*.

PER CURIAM.

The judgment is reversed. *Russell v. United States*,
369 U. S. 749.

MR. JUSTICE CLARK and MR. JUSTICE HARLAN dissent
for the reasons stated in their dissenting opinions in
Russell v. United States, 369 U. S. 749, 779, 781.

MR. JUSTICE FRANKFURTER took no part in the con-
sideration or decision of this case.

MR. JUSTICE WHITE took no part in the decision of this
case.